

ORIGINAL  
FILE

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June 9, 1992

Ms. Donna Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, DC 20554

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JUN - 9 1992  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY


Re: MM Docket No. 92-111  
Desert Rock Limited Partnership  
File No. BPH-910211ML  
Healdsburg, California

Dear Ms. Searcy:

Transmitted herewith, on behalf of Desert Rock Limited Partnership, applicant for a construction permit for a new FM at Healdsburg, California, are an original and six copies of its "Motion to Dismiss" in the above-referenced proceeding.

If there are any questions with respect to this matter, please communicate with the undersigned.

Sincerely,

*for*   
for Arthur V. Belendiuk  
Counsel for

DESERT ROCK LIMITED PARTNERSHIP

Enc.  
AVB/lmv.A0609

cc: As per Certificate of Service  
Desert Rock Limited Partnership

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Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In re Applications of )  
 ) MM Docket No. 92-111  
 )  
DEAS COMMUNICATIONS, INC. ) File No. BPH-910208MD  
 )  
 et al. ) et seq.  
 )  
For Construction Permit for a )  
New FM Station on Channel 240A )  
in Healdsburg, California )  
  
To: Honorable Edward J. Kuhlmann  
Administrative Law Judge

**MOTION TO DISMISS**

Desert Rock Limited Partnership ("Desert Rock"), by its attorneys, hereby moves the Presiding Judge to dismiss with prejudice its application (File No. BPH-910211ML) for a construction permit for a new FM station on Channel 240A at Healdsburg, California.

A Dismissal of Application and Declaration of No Consideration executed by, Charles M. Wilkinson, general partner of Desert Rock, is attached hereto.

Respectfully submitted,

**DESERT ROCK LIMITED PARTNERSHIP**

BY: A. Daniel G. Belendiuk  
for Arthur V. Belendiuk  
Its Attorney

**SMITHWICK & BELENDIUK, P.C.**  
1990 M Street, N.W.  
Suite 510  
Washington, D.C. 20036  
(202) 785-2800  
June 9, 1992

Before the  
**Federal Communications Commission**

Washington, D.C. 20554

In re Application of )  
 )  
DESERT ROCK ) File No. BPH-910211ML  
LIMITED PARTNERSHIP )  
 )  
For Construction Permit for a )  
New FM Station on Channel 240A )  
in Healdsburg, California )

TO: The Honorable Edward J. Kuhlmann  
Administrative Law Judge


**DISMISSAL OF APPLICATION**  
**AND**  
**DECLARATION OF NO CONSIDERATION**

Desert Rock Limited Partnership ("Desert Rock") hereby respectfully dismisses with prejudice its application (File No. BPH-910211ML) for a construction permit for a new FM station at Healdsburg, California.

Charles M. Wilkinson, General Partner of Desert Rock, under penalty of perjury, declares that Desert Rock has not directly or indirectly been paid or promised any consideration in connection with the dismissal of its application for a new FM station on Channel 240A, at Healdsburg, California.

Executed this 5 day of JUNE, 1992.

**DESERT ROCK LIMITED PARTNERSHIP**

By:   
Charles M. Wilkinson  
General Partner

**CERTIFICATE OF SERVICE**

I, Lisa M. Volpe, a legal assistant in the law firm of Smithwick, & Belendiuk, P.C., certify that on this 9th day of June 1992, copies of the foregoing were mailed, first class, postage paid to the following:

The Honorable Edward J.  
Kuhlmann\*  
Administrative Law Judge  
Federal Communications  
Commission  
2000 L Street, N.W., Room 220  
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Federal Communications  
Commission  
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Chief, Data Management Staff  
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\*By Hand

  
\_\_\_\_\_  
Lisa M. Volpe